

<p>TO:</p> <p>Commissioner of Patents and Trademarks Arlington, VA 22202</p>	<p>REPORT ON THE FILING OR DETERMINATION OF AN ACTION REGARDING A PATENT OR TRADEMARK</p>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court EDMO on the following Patents or Trademarks:

DOCKET NO. <u>403ev541 DJS</u>	DATE FILED <u>4/28/03</u>	U.S. DISTRICT COURT <u>U.S. 10th St, 3rd fl, St Louis, MO 63102</u>
PLAINTIFF <u>Biovail Laboratories</u>	DEFENDANT <u>KV Pharmaceutical</u>	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
<u>1 5,529,791</u>	<u>6/25/94</u>	<u>Biovail</u>
2		
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In the above-entitled case, the following patent(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading			
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK		
1				
2				
3				
4				
5				

In the above-entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
ORDER GRANTING PLAINTIFF'S MOTION TO DISMISS GRANTED 9/23/03.

CLERK <u>JAMES G. WOODWARD</u>	(BY) DEPUTY CLERK <u>DAVID L. BRAUN</u>	DATE <u>10/17/03</u>
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Copy 1—Upon initiation of action, mail this copy to Commissioner Cpy 3—Upon termination of action, mail this copy to Commissioner
 Copy 2—Upon filing document adding patent(s), mail this copy to Commissioner Copy 4—Case file copy